

IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT  
IN AND FOR LEE COUNTY, FLORIDA

STATE OF FLORIDA

vs.

FDLE CASE NO. FM-20-0082

NAME: Felipe Vazquez  
RACE: Hispanic  
SEX: Male  
DOB: 07/05/1991  
FL DL: [REDACTED]  
SSN: [REDACTED]  
LKA: [REDACTED]

CHARGE: Giving Obscene Material To A Minor [F.S.S. 847.0133]  
LEVEL: Felony of the 3<sup>rd</sup> Degree  
COUNTS: 1

CHARGE: Soliciting A Child For Unlawful Sexual Conduct Using Computer Services Or Devices  
[847.0135(3)(a)]  
LEVEL: Felony of the 3<sup>rd</sup> Degree  
COUNTS: 1

AFFIDAVIT FOR ARREST WARRANT

BEFORE ME, the Honorable Tara Paluck, Judge for Lee County, Florida, personally appeared Special Agent Orlando Esquibel (Affiant) of the Florida Department of Law Enforcement who, being first sworn, deposes and says: Your Affiant is a sworn law enforcement officer of the State of Florida, and as such is empowered to conduct investigations of and make arrests for violations of the criminal laws of the State of Florida, and believes that laws of the State of Florida have been violated, specifically the laws enumerated in: Florida Statute 847.0133, pertaining to Giving Obscene Material To A Minor, two counts, and Florida Statute 847.0135(3)(a), pertaining to Soliciting A Child For Unlawful Sexual Conduct Using Computer Services Or Devices, one count, and the person violating these laws is FELIPE VAZQUEZ. The reasons for your Affiant's belief that these laws have been violated, and that FELIPE VAZQUEZ is the person who violated these laws is as follows:

On Thursday, August 8, 2019, your Affiant began an investigation into allegations of sexual crimes against a child, namely Giving Obscene Material to a Minor (Florida State Statute 847.0133) and Soliciting a Child for Unlawful Sexual Conduct Using Computer Services or Devices (Florida State Statute 847.0135(3)(a)). [REDACTED] (henceforth the victim), a female child 15 years of age, received sexually explicit photographs and a video via text messages from, Felipe Vazquez (henceforth the suspect), an adult male 28 years of age. The victim was also solicited by the suspect to participate in illegal sexual conduct. The suspect's cellular phone number at the time of this incident was [REDACTED]

The facts and circumstances are as follows: The suspect is a professional baseball player for the Pittsburgh



Pirates. [REDACTED]

The victim and suspect maintained contact via text messaging on their respective cellular phones when the victim moved to Fort Myers, Lee County, Florida which is within your Affiant's law enforcement jurisdiction.

On July 16, 2019 the victim received the following photographs and video from the suspect, sent to the victim's cellular phone from the suspect's cellular phone:

**Photograph 1** [REDACTED] On July 16, 2019 at 8:15:16 PM (UTC), a photograph was sent to the victim. [REDACTED]

**Photograph 2** [REDACTED] On July 16, 2019 at 8:15:24 PM (UTC), a second photograph was sent [REDACTED]

**Video 1** [REDACTED] On July 16, 2019 at 8:15:38 PM (UTC) a video was sent to the victim. [REDACTED]

You affiant viewed the Exchangeable Image File Format (EXIF) data associated with the photographs and video. EXIF data is supplemental metadata associated with an image or video file. [REDACTED]

Although the photographs and video did not depict the suspect's face, the images depicted numerous tattoos about the suspect's body. Your Affiant utilized publicly available images of the suspect on the Internet to compare the tattoos and found the tattoos to be the same. Your affiant found the tattoos to be unique and distinguishable. [REDACTED]

The victim's mother discovered the message, photographs, and video the suspect sent the victim. On July 23, 2019, the victim's mother sent a text message, to include a screen shot of the photographs, to the suspect informing him the victim was a minor. [REDACTED]

The aforementioned text messages, photographs, and video were revealed to your Affiant after a digital forensic examination was performed on the victim's iPhone XR cellular phone. This forensic examination was performed after custody of the victim's cellular phone was relinquished to your affiant. The suspect's telephone number, as identified by the victim, was the originating source of the text messages, photographs, and video sent to the victim. This telephone number was [REDACTED] Further, the victim refers to the sender by the name Felipe numerous times throughout the text message conversation. [REDACTED]

The victim's telephone number at the time of this communication was [REDACTED] Your Affiant utilized investigative resources to determine the carrier for the telephone number was Cellco Partnership, LLP DBA Verizon Wireless. Your Affiant served the aforementioned business with an authorized subpoena requesting subscriber information. A subpoena response from the business indicated the subscriber was the victim's father. [REDACTED]

Based on the facts and circumstances of the investigation, your affiant finds probable cause to criminally

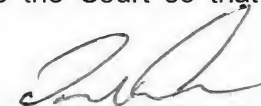


charge Felipe Vazquez with the following:

Giving Obscene Material to a Minor (Florida State Statute 847.0133) ((1) One Counts): The suspect knowingly transmitted one photograph and one video of obscene material to a minor.

Soliciting a Child for Unlawful Sexual Conduct Using Computer Services or Devices (Florida State Statute 847.0135(3)(a)) ((1) One Count): The suspect used a device capable of electronic transmission (a cellular phone) to solicit a child to participate in an illegal act of lewd battery as described by Florida State Statute 800.04(4)(2).

WHEREFORE, your Affiant prays that a warrant will be issued commanding all and singular, Rick L. Swearingen, Commissioner, Florida Department of Law Enforcement or any of his duly authorized Special Agents; all Sheriffs and Police Chiefs of the State of Florida or any of their duly authorized deputies or officers to arrest INSTANTER FELIPE VAZQUEZ and bring him before the Court so that she may be dealt with according to law.



Special Agent Orlando Esquibel, #1424  
Florida Department of Law Enforcement

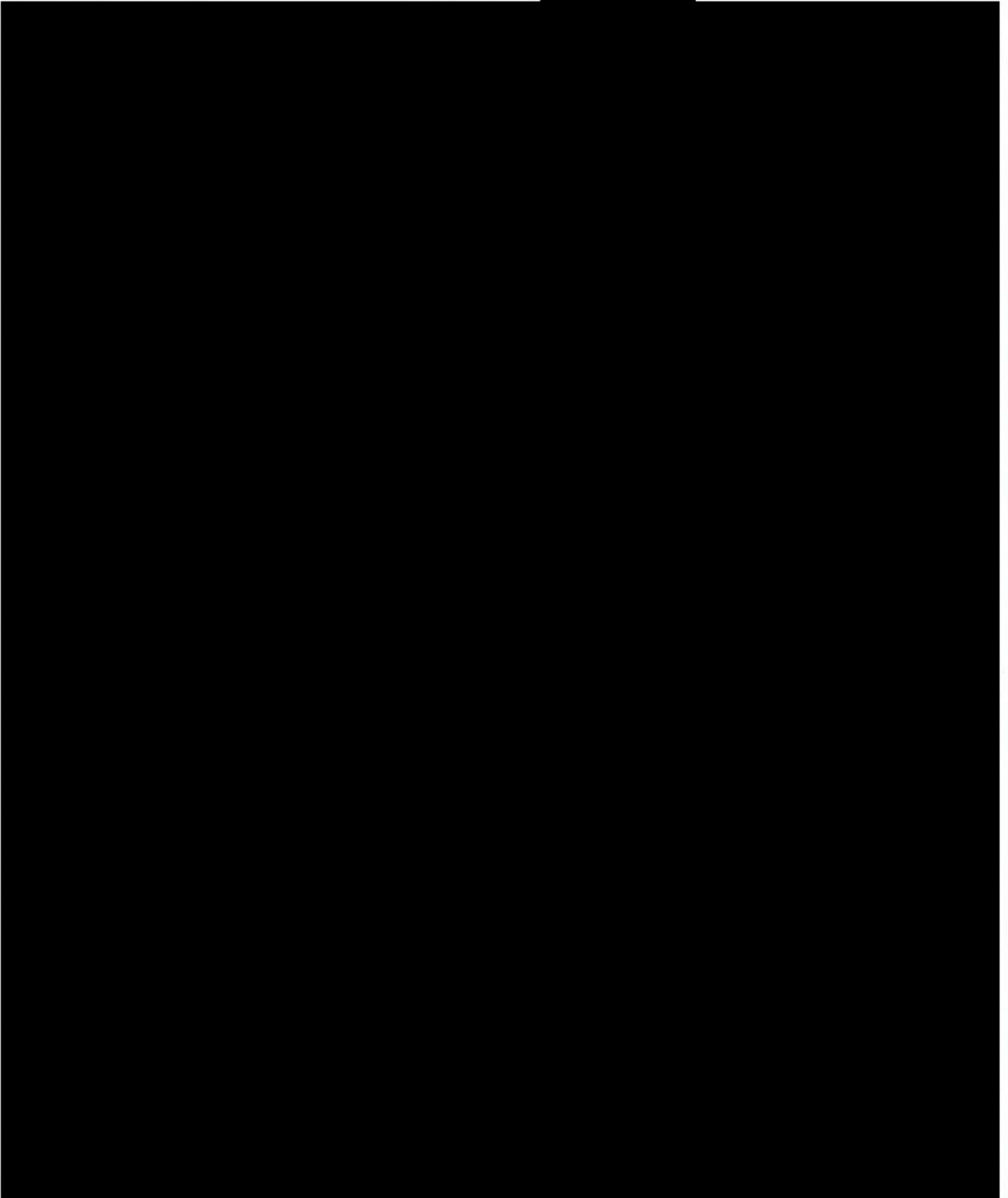
**STATE OF FLORIDA  
COUNTY OF LEE**

The foregoing instrument was acknowledged before me this 13<sup>th</sup> day of September, 2019, by Special Agent Orlando Esquibel who identified himself to me and who did take an oath.



CIRCUIT/COUNTY JUDGE  
LEE COUNTY, FLORIDA

Left Arm Comparison



Right Arm Comparison (

